

## BEFORE THE MISSISSIPPI AIR AND WATER POLLUTION CONTROL COMMISSION

IN THE MATTER OF:

MISSISSIPPI AIR AND WATER  
POLLUTION CONTROL COMMISSION

COMPLAINANT

VS

PRAIRIE METALS AND CHEMICAL COMPANY

RESPONDENT

10489

229 75

FINDINGS OF FACT, CONCLUSIONS OF LAW,  
AND ORDER IN CONNECTION THEREWITH

The above styled cause came on for consideration before this Commission, on the 13th day of January, 1976; and the Commission having heard and considered same makes the following findings of fact, conclusions of law, and enters its order in connection therewith, to-wit:

FINDINGS OF FACT

1.

The Respondent, operates a wastewater disposal system in connection with its manufacturing plant at Prairie, Mississippi, and, as such, is subject to the provisions of laws of this State governing the operation of waste disposal facilities, the same appearing as Section 49-17-1, et seq., and the rules and regulations of this Commission.

2.

The Commission finds as fact that the Mississippi Air and Water Pollution Control Commission is authorized by Section 49-17-19(g), Mississippi Code of 1972 to "... collect and disseminate information relating to air and water quality and pollution and the prevention, control, and abatement thereof ...".

3.

The Commission finds as fact that Prairie Metals and Chemical Company discharges wastewater which has been shown to contain toxic and oxygen demanding pollutants into Hang Kettle Creek.

4.

Based upon the foregoing findings of fact the Commission finds that Prairie Metals and Chemical Company should proceed to retain a professional engineer registered in the State of Mississippi for the purpose of preparing an engineering study to evaluate the sources of pollutants, their specific characteristics and nature, and develop a proposal for containment and/or treatment of these pollutants.

IT IS, THEREFORE, ORDERED that the Respondent, Prairie Metals and Chemical Company, should immediately proceed to complete the following requirements and should not fail, under the penalties provided by law, to complete the following requirements on or before the dates specified:

1. Prairie Metals and Chemical Company must, on or before March 11, 1976, submit a proposed plan which outlines the specific areas to be studied and the person or company which will be performing the evaluation.
2. Prairie Metals and Chemical Company must, on or before May 31, 1975, submit the engineering study mentioned in (4) above. This study must be cosigned by an engineer registered in the State of Mississippi.

IT IS FURTHER ORDERED AND ADJUDGED that this Order shall become final and enforceable thirty (30) days after receipt of a copy of this Order, unless Prairie Metals and Chemical Company requests a hearing in writing within thirty (30) days after receipt of a copy of this Order.

17 8) 0012

ORDERED this the 13th day of January, 1976, by the  
Commission.

MISSISSIPPI AIR AND WATER  
POLLUTION CONTROL COMMISSION

BY: \_\_\_\_\_  
GLEN WOOD, JR.  
EXECUTIVE DIRECTOR

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Site: 17.8  
Break:             
Other:           

**January 14, 1976**

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Mr. Denver V. Harris, President  
Plastics Metals and Chemical Corporation  
P. O. Box 138  
Aberdeen Industrial Park  
Pralrie, Mississippi 39756

Dear Mr. HAZEL:

At the Commission meeting held on January 13, 1976, the Commission considered certain evidence from the staff regarding your operations in Prairie, Mississippi. Enclosed is Commission Order No. 229-75 issued as a result of that consideration.

Should you desire to appeal the order to the Commission, you must so notify us within thirty (30) days after receipt of this notice. Your cooperation in carrying out the provisions of this order is encouraged, and if you have any questions, please do not hesitate to call.

**Very truly yours,**

Glen Wood, Jr.,  
Executive Director

GAJ:JMH:pa  
Enclosure